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No. of Pages:	15	Date:	October 24, 2008
Re:	Serial No. 10/564,134	Atty Docket No.:	2143.000200

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:
TERRY V CLAPP

Serial No.: 10/564,134

Filed: May 10, 2006

For: ELECTRO-OPTICALLY TUNABLE
OPTICAL FILTER

Confirmation No.: 8858

Examiner: Chris H. Chu

Group Art Unit: 2874

Att'y Docket: 2143.000200/MWS
(SKG/JB/G21348US)

RESPONSE TO OFFICE ACTION DATED JULY 25, 2008

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to the Office Action dated July 25, 2008, for which the three-month date for response is October 25, 2008. This response is being filed by facsimile on October 25, 2008, therefore, it is timely filed.

If an extension of time is required to enable this paper to be timely filed and there is no separate Petition for Extension of Time filed herewith, this paper is to be construed as also constituting a Petition for Extension of Time Under 37 CFR § 1.136(a) for a period of time sufficient to enable this document to be timely filed.

<p style="text-align: center;">CERTIFICATE OF FACSIMILE 37 C.F.R. § 1.6(d)</p> <p>I hereby certify that this paper is being facsimile transmitted to MAIL STOP AMENDMENT, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, facsimile number 1-571-273-8300, on this 24th day of October 2008.</p> <p><i>[Handwritten signature]</i> Wendy Vincent</p>
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It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason, the Commissioner is authorized to deduct said fees from Williams, Morgan & Amerson's P.C. Deposit Account 50-0786/2143.000200

Reconsideration of the application is respectfully requested.

Amendments to the Claims are reflected in the listing of claims that begins on page 3 of this paper.

Remarks begin on page 11 of this paper.

Reconsideration of the application is respectfully requested.